IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Mr. JUSTICE V.ESWARAIAH

WRIT PETITION No. 26918 of 2003

Between:

1.R.Ramesh, w/o Sri R.Veeraswamy,aged 29 years, R/o 1-2- 606/131, Near Indira Park, Hyderabad.

2.E.Raju, S/o E.Gangaiah r/o H.No.12-7-138/A2, Mettuguda, Hyderabad.
3.M.Venugopal Reddy, S/o Sri M.Bhopal Reddy
R/o Plot No.1-174, Kushaiguda, Hyderabad.
4.K.Ashok Kumar, s/o late K.Cheenaiah
R/o H.No.5-9-22/105/10, Adarshnagar Colony, Hyderabad.
5.P.Rajesh, s/o late P.Nagulu
R/o H.No.1-14-297, Balamarai, Secunderabad.
6.N.Raghupathi, s/o late Sri V.Laxmaiah
R/o H.No.12-10-590/108/2, Warsiguda, Hyderabad.

..... PETITIONERS

AND

1.The Government of A.P., rep., by its Secretary, Agriculture and Cooperative Department, Hyderabad.
2.The Registrar of Cooperative Societies, Govt., of A.P., Gruhakalpa, Nampalli, Hyderabad.
3.The Prudential Cooperative Bank Limited, Administrative Office, 8-1-381, Rashtrapathi Road, Secunderabad rep.,
by its Managing Director.

.....RESPONDENTS.

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court may be pleased to issue an order, direction or writ particularly one in the nature of writ of mandamus or any other appropriate writ (i) declaring the action of the respondents 1 and 2 in directing the third respondent to withdraw the services of the petitioners as Drivers as illegal and arbitrary (ii) declare the office order dated 30-11-2003 issued by the third respondent as illegal, and arbitrary and consequently direct the respondents to continue the services of the petitioners as Drivers in the third respondent bank with

all consequential benefits by setting aside the office order dated 30-11-2003.

Counsel for the Petitioner : Mr.G.VIDYASAGAR

Counsel for Respondents 1 and 2 : G.P.for Co-operation.

Counsel for the Respondent No.3 : MR.S.ASHOK ANAND KUMAR

The Court made the following :

ORAL ORDER:

Learned counsel for the petitioner seeks permission of the Court to withdraw the writ petition with liberty to raise industrial dispute before the Labour Court or Industrial Tribunal, as the case may be.

The writ petition is accordingly dismissed as withdrawn reserving liberty to the petitioner to raise industrial dispute. The interim order dated 26-12-2003 stands vacated. No costs.

28th July 2004. **(V.ESWARAIAH, J.)**

ARS

To

1.The Government of A.P., rep., by its Secretary, Agriculture and Cooperative Department, Hyderabad.
2.The Registrar of Cooperative Societies, Govt., of A.P., Gruhakalpa, Nampalli, Hyderabad.
3.Two C.Cs to Govt. Pleader for Co-operation.

4. Two C.D. copies